

VIA FACSIMILE

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JUL 15 2005

PATENT APPLICATION  
Docket No.: 15991.3

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Maile, et al.

Serial No.:

10/723,999

) Art Unit

Filed:

November 26, 2003

) 3673

For:

SOIL BINDING AND REVEGETATION  
COMPOSITIONS AND METHODS OF  
MAKING AND USING SUCH COMPOSITIONS

Examiner:

David M. Brunsman

Customer No.:

022913

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

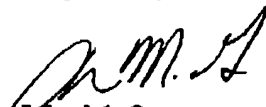
In accordance with 37 C.F.R. § 1.98(c), all English translations within the possession, custody, control or availability of anyone designated in 37 C.F.R. § 1.56(c) of each non-English reference, if any, are also enclosed.

Submission Fee Under 37 C.F.R. § 1.97(c)

In accordance with 37 C.F.R. § 1.97(c), Form PTO-2038 is also submitted, including a fee of \$180 to cover the submission fee to secure consideration of the references submitted with this Information Disclosure Statement. Please credit any over payment or charge any additional fees to Deposit Account No. 23-3178 of the undersigned.

Dated this 15<sup>th</sup> day of July 2005.

Respectfully submitted,

  
John M. Guynn  
Attorney for Applicants  
Registration No. 36,153  
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VIA FACSIMILE

Form PTO-1449

Applicant:

Maile, et al.

Serial No.:

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Sheet 1 of 2

Att'y Docket No.: 15991.3

Art Unit: 3673

For:

SOIL BINDING AND REVEGETATION COMPOSITIONS AND  
METHODS OF MAKING AND USING SUCH COMPOSITIONSINFORMATION DISCLOSURE CITATIONS MADE BY APPLICANTU.S. Patent Documents

<u>Examiner Initial*</u>	<u>Patent/Publication Number</u>	<u>Issue/Publication Date</u>	<u>Name</u>
_____ A1.	2,978,312	04-1961	Seymour
_____ A2.	3,763,072	10-1973	Krieger
_____ A3.	3,907,538	09-1975	Hauschild
_____ A4.	4,560,400	12-1985	Allan et al.
_____ A5.	5,129,936	07-1992	Wilson
_____ A6.	6,042,305	03-2000	Novich et al.
_____ A7.	6,777,465	08-2004	Haile

Foreign Patent Documents

<u>Examiner Initial*</u>	<u>Document Number</u>	<u>Publ. Date</u>	<u>Country or Patent Office</u>	<u>Name</u>	<u>Class</u>
_____ A8.	JP 11061120 A	03-1999	Japan	Kasai et al.	C09K 17/02
_____ A9.	JP 2004141147 A	05-2004	Japan	Tanno	C12N 09/00
_____ A10.	JP 2002068879 A	03-2002	Japan	Matsuo et al.	C05G 03/00

Examiner:

Date Considered:

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

## VIA FACSIMILE

Form PTO-1449

Sheet 2 of 2

Applicant: Maile, et al.  
Serial No.: 10/723,999  
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Att'y Docket No.: 15991.3

Art Unit: 3673

For: SOIL BINDING AND REVEGETATION COMPOSITIONS AND  
METHODS OF MAKING AND USING SUCH COMPOSITIONS

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Other Documents

NONE

**References Cited by Applicants**

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

The reference designations "A1," "A2," etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A," "B," "C," etc. on Office Action Form PTO-1142.

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Examiner:

Date Considered:

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